

First Named Inventor	Paul Rudeck	<p style="text-align: center;"><b><u>COMMUNICATION</u></b>  <b><u>REGARDING DIVISIONAL</u></b>  <b><u>APPLICATION</u></b></p>
Serial No.	Filed Herewith	
Filing Date	Filed Herewith	
Group Art Unit	Unknown	
Examiner Name	Unknown	
Confirmation No.	Unknown	
Attorney Docket No.	400.177US02	
Title: VERTICAL FLASH MEMORY CELL WITH BURIED SOURCE RAIL		

22264 U.S. PTO  
10/671112



Mail Stop: Patent Application  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

The parent of the above-identified patent application, i.e., U.S. Patent Application Serial No. 10/224,702, was subjected to a Restriction Requirement by Examiner Tu-Tu V. Ho in Paper No. 3 of the parent application mailed April 11, 2003. Claims 1-3 of the present divisional application are identical to unelected claims 10 -12 of the parent application.

Applicant contends that all claims find support in the original priority document as filed. Applicant thus contends that the present claims do not constitute new matter.

Respectfully submitted,

Date: 9/25/03

Kenneth W. Bolvin  
Kenneth W. Bolvin  
Reg. No. 34,125

Attorneys for Applicant  
Leffert Jay & Polglaze, P.A.  
P.O. Box 581009  
Minneapolis, MN 55458-1009

T - 612/312-2200  
F - 612/312-2250

09/25/03

First Named Inventor: Paul Rudeck

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MS: (Divisional) Patent Application

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We are transmitting the following documents along with this Transmittal Sheet:

☒ Incorporate by Reference: *The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.*

☒ **DIVISIONAL** of prior Patent Application No. 10/224,702 filed August 21, 2002 under 37 CFR 1.53(b) comprising:

- ☒ Specification 13 pgs., including claims numbered 1-6 and a 1 page abstract;
- ☒ 6 Sheets of Formal drawings.
- ☒ A copy of the Declaration from prior application (3 pgs.);
- ☒ A copy of Power of Attorney from prior application (1 pg.)
- ☒ Prior application is assigned of record to: Micron Technology, Inc.
- ☒ A Communication Regarding Divisional Application (1 pg.);
- ☒ Information Disclosure Statement (1 pg.) and Form 1449 (1 pg.) (References not enclosed, cited in prior application);
- ☒ A check in the amount of \$750.00 to cover the Large Entity filing fee, which is calculated below:

**PLEASE CHARGE FOR ANY ADDITIONAL FEES OR CREDIT OVERPAYMENT TO  
DEPOSIT ACCOUNT 501373**

**CUSTOMER NUMBER 27073**

APPLICATION FILING FEE					
	Number of Claims Filed (1)	Claims Included in Basic Filing Fee (2)	Number of Extra Claims (1-2)	Cost per Extra Claim	Fee Required
Total Claims	6	- 20 =	0	x \$18.00 =	\$0.00
*Independent Claims	2	- 3 =	0	x \$84.00 =	\$ 0.00
One or More Multiple Dependent Claims Presented? If Yes, Enter \$280 Here *					\$
Enter Basic Filing Fee (Utility Patent-\$750.00) Here *					\$750.00
Total					
<b>Total Application Filing Fee</b>					<b>\$750.00</b>

Leffert Jay &amp; Polglaze, P.A.

P.O. Box 581009, Minneapolis, MN 55458-1009

By: Kenneth W. Bolvin

Name: Kenneth W. Bolvin

Reg. No.: 34,125

Direct Dial: 612-312-2207

Facsimile: 612-312-2250

**Express Mail" mailing label number:** EV 306296681US **Date of Deposit:** September 25, 2003

These papers and fees are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and addressed to the Commissioner for Patents, MS (Divisional) Patent Application, Alexandria, VA 22313-1450.

(LARGE ENTITY TRANSMITTAL UNDER 37 C.F.R. 1.10)